

of the Tennessee Rules of Civil Procedure.

5. Complete diversity exists between Plaintiff and Defendants in accordance with 28 U.S.C. § 1332(a)(1).
6. Plaintiff contends that he is entitled to damages in excess of \$75,000. Accordingly, the amount in controversy exceeds the sum of \$75,000.00, exclusive of interest and costs.
7. This is a civil action over which this Court has original jurisdiction under the provisions of 28 U.S.C. § 1332 in that it is a civil action in which the matter in controversy exceeds the sum of \$75,000, exclusive of interests and costs, and is between citizens of different states. Accordingly, this is a civil action which may be removed to this Court by Garry P. Emberson and Gemstar Transport LLC pursuant to the provisions of 28 U.S.C. § 1446.
8. This Notice is filed within thirty days of purported service upon Garry P. Emberson and Gemstar Transport LLC pursuant to the requirements of 28 U.S.C. § 1446(b).
9. Garry P. Emberson and Gemstar Transport LLC have attached hereto copies of all process, pleadings, and orders filed in the state court in this case as follows:
 - Exhibit 1: Complaint;
 - Exhibit 2: Summons to Gemstar Transport LLC;
 - Exhibit 3: Summons to Garry Emberson;
 - Exhibit 4: Motion to Quash Service of Process;
 - Exhibit 5: Agreed Order Granting Motion to Quash Service of Process;
 - Exhibit 6: Waiver of Service of Process on Gemstar Transport, LLC;
 - Exhibit 7: Waiver of Service of Process on Garry Emberson; and

- Exhibit 8: Answer of Defendants Garry P. Emberson and Gemstar Transport LLC.

WHEREFORE, Defendants pray this case be removed to the United States District Court for the Eastern District of Tennessee, Chattanooga.

Respectfully submitted this 25th day of October, 2021,

COPELAND, STAIR, KINGMA & LOVELL, LLP



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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and exact copy of this pleading has been served upon counsel for the Plaintiff by electronic means via CM/ECF, and/or by placing a true and exact copy of said pleading in the United States Mail with sufficient postage thereupon to carry the same to its destination, addressed as follows:

R. Lew Belvin; BPR 028325

McMahan Law Firm

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Attorneys for Plaintiff

This 25th day of October, 2021,

COPELAND, STAIR, KINGMA & LOVELL, LLP

By: _____

